



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT TRANSMITTAL FORM

Applicant(s): Craig P. Nadel

Docket No.: NN001USU

Serial No.: **10/616,418**

Filed: **July 9, 2003**

For: **Projectile Launcher Including Audiovisual Stimuli**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmitted herewith is:

1. **Response to Restriction Requirement.**
2. **Postcard**
3. **Duplicate copy of this letter**

Please charge any additional fees or credit any such fees, if necessary to Deposit Account No. 07-2162 in the name of Grimes & Battersby. A duplicate copy of this sheet is attached.

Respectfully submitted,

James G. Coplit
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Date: March 5, 2004

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON March 5, 2004.

James G. Coplit
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REPRESENTATIVE
SIGNATURE

3/5/2004
DATE



PATENT

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Applicant: **Craig P. Nadel**
Application No.: **10/616,418**
Filed: **July 9, 2003**
For: **Projectile Launcher Including Audiovisual Stimuli**
Examiner: **Zerr, John W**
Art Unit: **3644**
Docket No.: **NN001USU**

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RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

The Office Action mailed February 5, 2004 has been carefully considered. In this Office Action the Examiner required that Applicants elect for prosecution on the merits a single disclosed species of the invention if no generic claim is finally held to be allowable. The Examiner has indicated that currently Claim 1 was generic to all of the species identified in the Office Action, namely Species A as shown in Figure 1, Species B as shown in Figure 3 and

Species C not shown but embodied as a launcher comprising a spring and piston launching means.

Applicant hereby traverses this restriction requirement. There is a strong public policy to retain all embodiments of an invention in a single application to permit others to be able to refer to a single patent rather than a multiplicity of patents. Further, judicial and PTO economy mandate that all such features of an invention should be included and prosecuted together in a single application.

In light of the fact that Claim 1 is generic, Applicant believes that the subject restriction requirement should be withdrawn.

Should the Examiner continue to maintain this restriction requirement, Applicant provisionally elects for continued prosecution Species A as shown in Figure 1, which species is currently described in Claims 1-4, 8-21 and 25.

In light of the amendments and remarks, applicant respectfully requests that the restriction requirement be withdrawn and each of the species presently pending in this application be examined.

Respectfully submitted,



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Attorney for Applicant